

The Honorable Barbara J. Rothstein

UNITED STATES DISTRICT COURT FOR THE  
WESTERN DISTRICT OF WASHINGTON  
AT TACOMA

OLIVIA SELTO as guardian of minor child  
K.P. and as Personal Representative of the  
Estate of KEVIN PETERSON JR, deceased,  
TAMMI BELL, individually and as  
Personal Representative of the Estate, and  
KEVIN PETERSON SR, individually,

Plaintiffs,

v.

COUNTY OF CLARK, a political  
subdivision of the State of Washington;  
SHERIFF CHUCK ATKINS; Sheriff's  
Detective ROBERT ANDERSON; Sheriff's  
Deputy JONATHAN FELLER; and JOHN  
and JANE DOES 1-10, in their official and  
personal capacities,

Defendants.

No. 3:22-cv-5384 BJR

[PROPOSED] ORDER GRANTING  
DEFENDANTS' MOTION FOR  
SUMMARY JUDGMENT

NOTE OF MOTION CALENDAR:

JUNE 23, 2023

WITHOUT ORAL ARGUMENT

This matter having come before the Court on *Defendants' Motion For Summary Judgment*, and the Court having considered the Motion and argument, and the following pleadings:

1. *Defendants' Motion For Summary Judgment*;
2. *Declaration of Andrew Cooley and exhibit thereto*;
3. *Declaration of Martha Burt, MD*;
4. *Declaration of William T.C. Neale, M. Arch. and exhibits thereto*;
5. *Declaration of Robert Anderson and exhibits thereto*;

[PROPOSED] ORDER GRANTING DEFENDANTS'  
MOTION FOR SUMMARY JUDGMENT - 1  
3:22-cv-5384 BJR

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6. *Declaration of Jonathan Feller and exhibit thereto;*

7. *Plaintiffs' Opposition to Defendants' Motion For Summary Judgment;*

8. *Defendants' Reply to Plaintiffs' Opposition to Defendants' Motion For Summary Judgment;*

9.

10.

11.

And this Court finding itself fully informed, hereby **GRANTS** Defendants' Motion for Summary Judgment and **ORDERS** that all of Plaintiffs' claims against Defendants County of Clark, Robert Anderson and Jonathan Feller, are hereby dismissed with prejudice.

DONE IN OPEN COURT THIS \_\_\_\_ DAY OF \_\_\_\_\_, 2023.

\_\_\_\_\_  
The Honorable Barbara J. Rothstein

Presented by:

KEATING BUCKLIN & MCCORMACK, INC., P.S.

By: /s/ Andrew Cooley  
Andrew Cooley, WSBA #15189  
Attorneys for Defendants